RIOUS ABOUT CAPTAIN JIM.

WMEL WANTS TO SEE WHAT TOLD THE GRAND JURY.

ers for Defense Exchange Compliments With District Attorney Jerome Justice Davy Does Not Commonly Alow Inspection of Grand Jury Minutes.

ce it has become known that it was James T. Morse, nephew of Charles Morse, who hired Howe & Hummel to stigate the Dodge divorce, it is pretty tigate the Douge divorce, it is pretty itely stated that Charles W. Morse and Dodge-Morse will be witnesses at the pel trial. They are now in France, Samuel Untermyer, who sails to-day Europe, will probably see them there. as said yesterday that Mrs. Catherine enen, since her return from Europe, had a talk with District Attorney Jerome

ne of his representatives. ohn R. Dos Passos, for Benjamin Steinit, and John D. Lindsay, for Hummel, e long arguments before Justice Davy he Supreme Court, Criminal Branch, erday for leave to inspect the minutes he Grand Jury on the superseding innents for conspiracy filed against mel and Steinhardt on June 27. On alf of Steinhardt, Mr. Dos Passos said Steinhardt had never seen Capt. Jim se and wanted to find out what Capt. had testified to. No point was made Mr. Hummel that he had never seen Morse, although the fact that Capt. lad been a witness before the Grand was used as an argument why Hummel ld see the testimony.

was recalled yesterday that in the early of the Dodge-Morse marriage and e investigation Steinhardt, in an view, stated that the bills would be by "Morse." It was presumed at the e had heard of Capt. Jim in the case

opening his argument Mr. Lindsay bjected that the court, which had conin session from the June term, was legallyin session. That objection having overruled by Justice Davy, Mr. contended that motions could be only at Special Term. Justice Davy ruled him again.

en Mr. Lindsay went into a history of ceedings against Hummel. his defendant, " said Mr. Lindsay; "does now what has been testified to before

Grand Jury. He has not had a chance samine the witnesses to pass on their ibility. Before the first Grand Jury indicted him there were eighteen see, but there were only eight before last Grand Jury. The defendant as atter of fairness should have an opporof finding out whether his constiturights have been violated. He hasn't that chance, and you'll remember that last indictment there was a serious Judge Foster in a recent charge to rand Jury instructed them on the need

Grand Jury instructed them on the need aution in finding indictments. Let me i you one of his decisions."

I kindsay hunted for Judge Foster's sion in dismissing the indictment mst Mrs.J. Morgan Smith for conspiracy, it wasn't hand y.

b, make it up, John; I won't question suggested Mr. Jerome with a smile.

'm not as good at making up things as District Attorney," replied Lindsay. It was only the Judge's opinion," said Jerome.

e are generally controlled by the opin-

ie are generally controlled by the opinf the Judge, "said Mr. Lindsay.
ut it's not final," said Mr. Jorome.
here was an entirely new line of witspecifore this Grand Jury," continued
Lindsay. "There was one James T.
se, who, we are informed by the newsters, is a relative of one of the persons
not whom the investigation was origicollected. There is an entirely new lirected. There is an entirely new and a new aspect to the case. We to your Honor that we cannot have nless we know what went on before

rand Jury.
this Mr. Jerome retorted: "Every are for trial. They say they don't are used the evidence the District Attorney plan of the The superseding indictment was so that this defendant could have a y trial and be vindicated. But does e here eager and clamoring fora trial? He seems to think that a conspiracy to make him a crim-He wants to know the evidence the Attorney has got so that he can around and prepare to fight it."
Dos Passos said that where it used

apologize," said Mr.
. "I'm glad to hear it. ogize." said Mr. Dos Passos, prominent man has been held up fork of expectancy for a year," Mr. assos resumed, "and every one ex-that he would be indicted, but lo

behold, the District Attorney has a theory. The old witnesses disappear. man who was toasted on the fork of man who was toasted on the fork of corticism—guilty of gross ingratitude rime—is out of it, we learn from the papers, and the District Attorney has ged his mind. Great men change his mind. Great men change nds—and only great men have a change their minds—so I suppose ome has that right.
Steinbardt never saw James T.
He doesn't know that his testi-

valid against any one, and it is ce Davy said that it had always been to allow the minutes of the to be inspected unless he felt the evidence was insufficient. He read over the testimony, he said, we his decision on Thursday. Then the land Steinhardt will be called or plead

STER GOES ON THE STAGE. right Will Play John the Baptist in "The Holy City."

Wright, a Baptist minister, of os, Kan., has signed a contract Gordon & Bennett of 1254 Broadway, ical managers, to play the part of the Baptist in the new Biblical play

ght says that he has determined to of the pulpit for the stage, because inks that he can do more good by actain by preaching the Gospel. Wright ad no previous experience as an actor.

News of Plays and Players.

ine Elliott, Clyde Fitch and Charles ham have agreed upon "Her Great as the title for the new Fitch comedy sich Miss Elliott will appear at the tion Theater early in August. ring the performance of "Mrs. Temple's

am" at Powers's Theater in Chicago week Frank Worthing of that com-received a cable from Edinburgh, and, announcing the death of his

sals of the company which is to be Wolf Hopper in "Elysia" began at the Lyric Theater, where the have its first performance on The opera is the work of de Koven and Frederic Rankin. the people thus far engaged for the William Danforth, George Froth-John Nunsmuire, Marguerite Ada Deaves.

John Nunsmuire, Marguerite and Ada Deaves.
Fiske closed her long season and stern tour with the Manhattan comtent winnipeg, Manitoba, last night, played continuously for fortyweeks. The Manhattan company tonce start for New York. Mrs. will return to California for a few

LIVE TOPICS ABOUT TOWN.

In the season just closed at the Bay modest little syndicate of operators has cleaned up by good safe bets about \$150 for each of its members. The syndicate is composed of a few conductors on the B. R. T., a few inspectors of that service and

some of the McAdoo dragoons. The conductors on the race trains have the opportunity to hear about the good things, and each is sure to meet somebody on the train with whom he can discuss the chances. When the inspector comes aboard o count up the train the tip is passed to him, his case also duty chains him to the wrong track. Here is where the mounted cop-comes in; his beat is a locomotory one and he can carry the tip at least as far as the track gates and from that point there is no difficulty in getting the money down. The syndicate did so well at the opening of Grayesend as to run up a sheet ring into of Gravesend as to run up a shoestring into a bundle big enough to stand its few re-

"Yep, the sub's pretty hot," groaned the Harlem passenger. "I can't see why they don't run more open cars down here. "What? Never saw an open subway car?

Why, I strike one almost once a week, and say, they're all right if you can get a

corner seat.

"I call them open cars, because there are no sliding doors or glass partitions at the ends of the car. The ends are open, with a brass grill, and if you get up against that grill you feel a breeze that has an office fan zephyr skinned by miles.

"They run them mostly on local trains, and whenever I get a chance to op a corner in one I don't bother changing for an express. The breeze is too fine. I can't

see why they don't run all open in the summer, and we wouldn't have so much complaint about the stuffy cars."

during the rush period, crowded as usual, carried among others an elderly man seated and a haughty beauty of uncertain age standing. After the car had slowly and laboriously traversed the first stage of its Brooklynward journey the elderly man arose and said:
"Well, I've had a seat over the bridge and now I'll give it to you for the rest of the

"I should think it was about time," was
the response, which startled those within
hearing.

The old man was equal to the occasion.
He had not stepped aside, and he sat down
quickly, saying in a perfectly audible tone;
"I'm damned if I do."

The woman left the car at the next stop
while the remainder of the passengers went
their way rejoicing.

their way rejoicing.

The assistant in a branch of the Public Library opened the book just turned in and found a letter which she smilingly handed back to the borrower. Observing his confusion she remarked:

"Oh, that's nothing; letters of all kinds, even love letters, are among the commonest finds in our books. We could fill a small store with what we come across, and few of the things are ever claimed. Bills, especially grooery and gas bills, are frequently met, and among the other things I might mention hairpins, locks of hair, book mark-ers, of course some of them really valuable, bits of lace, dress samples, sketches, dried leaves and insects, photographs, and once in a while insurance policies and even drafts

of wills.

"Real money we rarely find, though once I came across a brand new five spot. The owner called the next day on the bare chance of finding it. She was a poor washerwoman whose little daughter had used the bill for a book mark. She said St. Anthony sent her to the library for it, and went out with tears of gratitude in her eyes. Postage stamps and imitation bills we meet regularly. But our greatest trouble is with advertising circulars, which seem to find their way into the books either accidentally or deliberately or both."

New York is behind the rest of the country in the matter of trolley signs. Time was when the cars carried different colored was when the cars carried different colored lights at night and were painted different colors for recognition by day, but these have been done away with and one must wait until the car comes close to knew whether a lower Broadway car is bound for Lexing-ton avenue, the Fort Lee Ferry, Seventh avenue and Fifty-ninth street, Columbus avenue and 110th street or the Lenox ave-

are used, but none is more simple than the plan of the Conestoga Company of Lancaster, Pa. There the dashboard carries a huge sign with two letters twenty inches high. A Rocky Springs car is labeled "R. S.," and so on, and one may tell a couple of blocks away which car is approaching, though all the cars are painted alike.

or a week is growing," said the dealer. There are many persons who know enough to press a button, but whose knowledge of the stigations in the Grand Jury room it now the rule and ought not to be.

The bat's not true." said Mr. Jerome. "The tions and to do so hire a camera. This street is less." costs anywhere from 50 cents a day to \$10 for a week, according to the sort of machine they want.

They buy supplies and have their negatives developed and prints made, so that it is a good proposition all round. The vacationist gets the use of a good camera for a short time for a small sum, and the dealer in the course of the year takes in many times the value of the camera."

The facsimile of the first city directory, dated 1788, which a real estate firm has presented to its fellow brokers, is an interesting document, but its successor, the directory for 1789-90, contains historical information of an even more absorbing character.

In it we learn; for instance, that Wash-In it we learn, for instance, that Washington after his first election to the Presidence took up his residence at 3 Cherry street corner of Dover, now covered by the Brooklyn Bridge. There were many complaints, history records, from his fellow citizens, because the President had fixed his home so far out of town on the road to Rutgers farm.

Vice-President John Adams lived in Greenwich road, on the opposite side of town, while John Duane, then Mayor of the city, lived at 17 Nassau street, just five doors downtown from the home of the Hon. Richard Morris, Chief Justice of the Supreme Court.

The Historical Library contains one of the few originals extant of the 1786 direc-tory. The City Library's collection begins tory. The City Library's collection begins at 1789 and continues to the present day. "David Frank, Conveyancer," edited the first city directory and "Stephen Kollock, corner of Wall street and Water street," was the publisher.

FAY TEMPLETON ON THE ROOF. New Lines and New Songs Brighten Up New Amsterdam Show.

Fay Templeton made her appearance at the Aerial Gardens on top of the NewAmsterdam Theater last night. A large audience greeted her and the show went with dash and whirl.

Miss Templeton made a hit with the clever lines she interpolated and songs that she lines she interpolated and songs that she sang. In the opening skit, "Lifting the Lid," she played the part of Matilde Macartini, a dressmaker. This part was formerly played by Corinne. In this piece Miss Templeton sang two songs, "What You Want and What You Get" and an Italian song. Both were cordially received.

In the second comedy, "The Whole Damm Family," she played the part of Abbie Damm, and sang a song entitled "Nob ody But You," which promises to be hummed on Broadway.

Boy Crushed to Death by Belt.

Michael Gammo, 7 years old, who lived at 140 West End avenue, took refuge from yesterday's storm in a new building which the Interborough company is putting "p in West Fifty-eighth street. He got interested in a belt, stepped too close, and was dragged under a drum. His head and shoulders were crushed and he died instantly.

GIRL FOUND IN BOY'S ATTIRE.

A BUMPED HEAD BRINGS ADVEN-TURES TO KATE M'KINLEY.

She Walcor Un in a House in the Country. Where a Motherly Woman Cuts of Her Hair and Makes Her Put on Trousers

Runs Away and Gives Herself Up. Three weeks ago Mrs. Kate McKinley went to live as caretaker at 56 East Fiftysixth street, and sent her daughter Kate to board with the mother's sister, Mrs. Sarah Leonard, at 456 Myrtle avenue, Brooklyn. Kate worked in the bookbindery of the Greenwich Press, 184 West Fourth street. On Saturday, when she finished work, she went to see her mother, and remained with her until dark, when she started for Brooklyn.

Kate is 17 years old and, when she left her mother, had long red hair and wore a dark blue skirt, white waist, darkblue straw hat with blue ribbon and Oxford ties. When her mother next saw her the dainty and rather frail figure was enveloped in gray checked trousers, a coat of the same material and a jaunty cap. She still had the auburn tresses, but they were in one of he trousers pockets. The police and the children's society of Brooklyn accordingly have on their minds the mystery of how Kate changed her clothes and got a hair

Kate is in good shape physically, but in strange mental condition. There is a hiatus in her memory of things that befell her after leaving her mother, and some of the things she remembers are so extraordinary that both the police and the officers of the children's society considered them at

first as hallucinations or fabrications. The beginning of the story was told at Coney Island, where the girl in her hoy-denish attire was found wandering at 5 o'clock yesterday morning. She could barely remember her name and could not recall the address of her mother or aunt. At the headquarters of the children's society she told a story substantially as follows:

After leaving her mother she took a Madison avenue car. She was tired and went to sleep on the car. Then the car rounded a curve and her head came in contact with one of the posts. She remembers the pain but was dazed and on partly recovering consciousness recalls that a motherly woman was leaning over her and assuring her that she would care for her.

The dazed feeling came again, and when she rallied she was in a big, white, wood house out in the country. With ner was the motherly looking woman, past middle age, with silvery gray hair, a black skirt and light waist. The woman spoke to her gently and put her to bed.

In the morning when the girl awoke her hat and skirt had been taken away and her hair had been cut. The motherly woman came in and gave her a suit of boy's clotnes, told her to dress herself in them and get ready to take a long journey. Kate did so,

ready to take a long journey. Kate did so, and ate breakfast and washed the dishes. Then she decided to run away.

Stealing up to the room in which she had slept, she found her hair, hastily tucked it in a pocket and darted from the house. All day long she walked and ran as fast as she could. Just where she went she does not know. Only she recalls that when it was night she came to a park and lay down in it under a tree. There she slept until dawn, and walking forth saw a policeman. He was the most welcome sight, she says, she found in all her wanderings. She knew that he would help her.

Interspersed with this narrative were statements that her mother lived in East Fifty-sixth street, that she worked in a bookbindery and that she had an aunt in Brooklyn. Since these statements have been verified, some of the authorities are inclined to attach some credence to the rest of the story.

There was a swalling on the side of the

to attach some creaming on the side of the story.

There was a swelling on the side of the girl's head, and she said that her head pained her. Whenever a suggestion was made that she had run away or that some good looking lad might have been in her company she broke down and cried. It was evident that it was a great effort for her to speak and search her memory. who comes to this bar and is not ready sad guilty says he is innocent. They say to this isn't a square deal. We cannot that it was a great effort for her to speak and search her memory.

In the smaller towns various expedients and search her memory.

In the smaller towns various expedients and search her memory.

If will remember it all if you give me time. My head pains me so," she would

When the matron prepared her for a bath she found sewed inside the waist a little pocket containing \$9.90. Kate was indig-nant when it was intimated she might have away which car is approaching, though all the cars are painted alike.

"The practise of hiring cameras for a day or a week is growing," said the dealer. There are many persons who know enough to press a button, but whose knowledge of photography stops there. They like to preserve a record of their summer vacations and to do so hire a camera. This costs anywhere from 50 cents a day to \$10 for a week, according to the sort of machine they want.

her.

"Katie told me the same story she told the superintendent," Mrs. McKinley said after the interview. "I cen't comprehend it, of course. I fear the poor child has met with some accident that has made her lose her faculties. She certainly does not talk rationally. But this much I do know: She is a modest girl, and I am certain she has been in no escapade. I know, too, that she is truthful regarding the money. She pays my sister only \$3 a week board, and is able to save a bit every week from her earnings."

able to save a bit every week from her earnings."

Kate is still in the custody of the children's society. Disposition of her case will depend largely upon her mental condition after she has had a good rest. She said she had had nothing to eat for twenty hours prior to her arrest. Food and sleep may depend for her.

ROW OVER NANCE O'NEILL PLAY. Australian Claims Authorship of Aldrich's "Judith of Betheles."

When Nance O'Neill appeared last month in Australia to fulfil her winter engagement she announced as part of her reper toire "Judith of Bethelea," by Thomas Bailey Aldrich. This play was first produced in New York last winter, with Miss O'Neill in the leading part.

The announcement brought out a public defiance from S. A. Mills, an Australian, who charged that "Judith" is cribbed from a play of his written under contract for Nance O'Neill when she was last in Australia. Mills said that he himself had worked from an old play by Giacometti. He registered his opinion that McKee Rankin had turned

his opinion that McKee Rankin had turned his play over to Aldrich, representing it as Giacometti's. Mills quoted a number of incidents to be found neither in the Apocrypha nor in Giacometti, which he charged Aldrich with cribbing.

Mills's copyright is dated two years earlier than Aldrich's. At last accounts J. C. Williamson, Nance O'Neill's Australian manager, had about made up his mind to withdraw the play in the interest of peace.

Mills's charge will hardly be taken seriously here, for "Judith of Bethelea" is only an expansion of Aldrich's early poem, "Judith and Holofernes," which was published forty years ago. lished forty years ago.

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WON'T RECEIVE MRS. WILSON. State Hospital Will Not Readmit Her.

Although Her Father Desires It. POUGHKEEPSIE, July 10.-Unless the State Commission in Lunacy so orders, Mrs. Janet S. Wilson will not be received at the Hudson River State Hospital. When Supt. Pilgrim was informed that former Congressman Low had changed his mind and desired his daughter readmitted to the hospital he consulted James L. Williams, attorney for the institution, who advised him that there is nothing in the code giving him power to seek an escaped patient in Connecticut. Mrs.Wilson is not a criminal and would probably successfully fight extradition.

and would probably successfully fight extradition.

Dr. Pilgrim has conceded from the first that Mrs. Wilson is not insane. He feels that she should be placed in a sanatorium and restrained from the use of liquor and drugs. To keep her at the Hudson River State Hospital would necessitate making prisoners of all the other patients in the ward to which she might be assigned. Had former Congressman Low not sought for delay Mrs. Wilson would have been discharged before her elopement with young Langdon brought her into notoriety.

Tagboat Captain Saves Two Swimmers. Thomas Keefer, 28, of Seventh avenue and 125th street, went swimming from the dick a the foot of West Fifty-eighth street last night with Richard West of 354 West Twenty-second street. Keefer was taken with a mps and West went to his assistance. Both might have drowned if Capt. Henry Moser of the tog boat Volunteer had not jumped overtoard with ropes and tied one around each of the two men. Then they were hauled aboard.

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